



9202

32892. __

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Robert Joynes

Group : 1615

Applicant : Eugenio A. Cefali

Application No.: 08/962,027

Filed : October 31, 1997

For : INTERMEDIATE RELEASE NICOTINIC ACID
COMPOSITIONS FOR TREATING HYPERLIPIDEMIA
HAVING UNIQUE Cmax, Tmax AND Auc
BIOPHARMACEUTICAL CHARACTERISTICS

RECEIVED

JAN 16 2003

OFFICE OF PETITIONS

Hon. Commissioner for Patents
P.O. Box 2327
Arlington, VA 22202
Attn: Supervisory Patent Examiner Thurman K. Page
Group Art Unit 1615

TRANSMITTAL LETTER

Sir:

Transmitted herewith:

[X] Power of Attorney and Re-Designation of
Principal Attorney of Record as Associate Attorney.

FEE FOR ADDITIONAL CLAIMS

[X] A fee for additional claims is not required.

[] A fee for additional claims is required.

The additional fee has been calculated as shown below:

CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEES
TOTAL CLAIMS	-	* = X	\$ 9 =	\$
INDEPENDENT CLAIMS	-	** = X	\$ 42 =	\$
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM		+	\$ 140 =	\$

* If less than 20, insert 20. TOTAL \$
 ** If less than 3, insert 3.

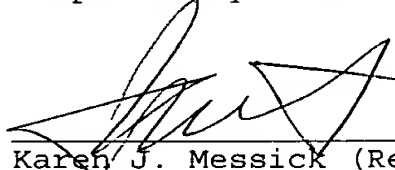
[] A check in the amount of \$_____ in payment of the filing fee is transmitted herewith.

[X] The Director is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. § 1.16 or § 1.17, in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 04-1105 (Kos). A duplicate copy of this transmittal letter is transmitted herewith.

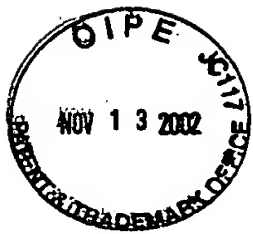
[] Please charge \$_____ to Deposit Account No. 04-1105 (Kos) in payment of the filing fee. A duplicate copy of this transmittal letter is transmitted herewith.

[X] The Director is hereby authorized to charge payment of any additional fees required in connection with the paper(s) transmitted herewith, or credit any overpayment of same, to Deposit Account No. 04-1105 (Kos). A duplicate copy of this transmittal letter is transmitted herewith.

Respectfully submitted,



Karen J. Messick (Reg. No. 46,256)
 C/O KOS Pharmaceuticals, Inc.
 1001 Brickell Bay Drive
 25th Floor
 Miami, Florida 33131
 Tel.: (305) 523-3643



32892.____

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Robert Joynes

Group : 1615

Applicant : Eugenio A. Cefali

Application No.: 08/962,027

Filed : October 31, 1997

For : INTERMEDIATE RELEASE NICOTINIC ACID
COMPOSITIONS FOR TREATING HYPERLIPIDEMIA
HAVING UNIQUE Cmax, Tmax AND Auc
BIOPHARMACEUTICAL CHARACTERISTICS

RECEIVED

JAN 16 2003

OFFICE OF PETITIONS

Hon. Commissioner for Patents

P.O. Box 2327

Arlington, VA 22202

Attn: Supervisory Patent Examiner Thurman K. Page

Group Art Unit 1615

POWER OF ATTORNEY AND RE-DESIGNATION OF PRINCIPAL
ATTORNEY OF RECORD AS ASSOCIATE ATTORNEY

Sir:

The undersigned inventor of record hereby
appoints the individual listed below as Principal
Attorney of Record in the above-identified patent
application, to act with full power of substitution and
revocation, to make alterations and amendments therein,
and to transact all business in the United States Patent
and Trademark Office in connection therewith:

Karen J. Messick, Esq.
Reg. No. 46,256.

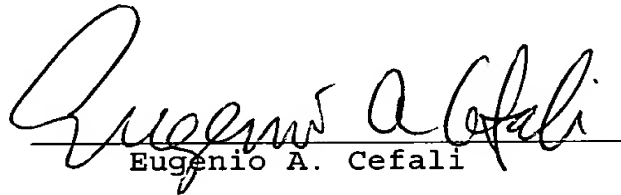
The undersigned further re-appoints Peter J. Manso, Esq., Reg. No. 32,264, the current Principal Attorney of Record, as Associate Attorney in this patent application.

Please direct all correspondence and telephone calls in connection with this application to:

Karen J. Messick, Esq.
c/o KOS Pharmaceuticals, Inc.
1001 Brickell Bay Drive
25th Floor
Miami, Florida 33131
Tel.: (305) 523-3643

Respectfully submitted,

Nov 12, 2002
Date


Eugenio A. Cefali